

United States Department of Justice



United States Attorney
Northern District of California

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April 2, 2009

By Hand Delivery

The Honorable Bernard Zimmerman
United States Magistrate Judge
Northern District of California
450 Golden Gate Avenue, 15th Floor
San Francisco, California 94102

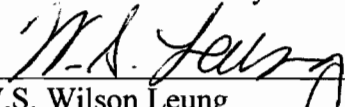
Re: **United States v. Troy Conte**
3-09-70280-EMC(BC)

Dear Judge Zimmerman:

The above-captioned defendant was arrested on March 20, 2009 and his preliminary hearing was scheduled for tomorrow, April 3, 2009, because he was initially detained. However, because the defendant was released on bail yesterday, under Fed. R. Crim. P. 5.1(c), the time for the defendant's preliminary hearing has been extended to 20 days, i.e., April 9, 2009. Accordingly, the Government, with the consent of the defendant's counsel, Ron Tyler, Esq., respectfully requests that the preliminary hearing for the defendant presently scheduled for April 3, 2009 be re-scheduled for April 8, 2009, subject, of course, to the Court's availability.

Very truly yours,

JOSEPH P. RUSSONIELLO
United States Attorney

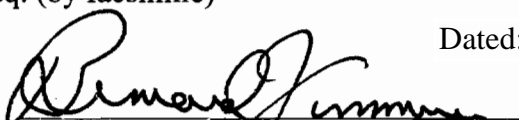


W.S. Wilson Leung
Assistant United States Attorney

cc: Ron Tyler, Esq. (by facsimile)

Dated: 4/3/2009

SO ORDERED:



HON. BERNARD ZIMMERMAN
United States Magistrate Judge